IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

**WRIT PETITION NO : 2385 of 2005**

Between:

The Vijayanagar Colony Employees Co-op.House Building Society Ltd., D.No.6-8-1182, N.G.O., Colony, Tirupathi.
rep.by its Secretary, Sri M.Madanmohan Pillai.

**... PETITIONER**

AND

1 The District Collector, Chittoor District, Chittoor.
2 The Land Acquisition officer, office of the Revenue Divisional officer, Tirupathi, Chittoor Dt.

**...RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ, or order, or direction especially in the nature of writ of Mandamus declaring the action of the respondents in not referring the matter to the Civil court u/s section 18(1) of the Land Acquisition Act, 1894 in spite the representation dated 23-4-2003 and the Legal Notice dated 24-11-2003 as illegal and unjust and in consequence direct the respondents to refer the matter to the Civil Court forth with.

**Counsel for the Petitioner: MR.R.N.REDDY**

**Counsel for the Respondents: GP FOR REVENUE**

**The Court at the stage of admission made the following:**

**ORDER:**

-

-

This writ petition is filed aggrieved by the alleged inaction on the part of the respondents in referring the matter to the Civil Court under Section 18(1) of the Land Acquisition Act, 1894 (for short 'the Act') in spite of the representations dated 23-04-2003 and
24-11-2003 made by the petitioner.

The learned Government Pleader for Land Acquisition, under instructions, states that preparation of making references to civil Court involves considerable time and that after passing of awards, around eighty cases have already been referred to Civil Courts under Section 30 and 31(2) of the Act and that the delay is not willful and only due to the workload.

In view of what has been stated by the learned Government Pleader, no adjudication is necessary on merits. Accordingly, the writ petition is disposed of with a direction to the respondents to refer the matter under Section 18(1) of the Act, if not already referred, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of. No order as to costs.

**G. ROHINI, J**

**Dated: 24-03-2005**

**LSK**

To

1 The District Collector, Chittoor District, Chittoor.
2 The Land Acquisition officer, office of the Revenue Divisional officer, Tirupathi, Chittoor Dt.

3 Two C.Cs. to the Government Pleader for Revenue, High Court Buildings, Hyderabad. (OUT)

4 Two C.D. copies.